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Plaintiff.

-against-

PORT WASHINGTON WATER DISTRICT, JONATHAN LABER, Individually and in his official capacity, JOHN MAHONEY, Individually and in his official capacity, THOMAS MURRAY, Individually and in his official capacity, ITALO VACCHIO, Individually and in his official capacity, and PETER MEYER, Individually and in his official capacity, and

ORDER

Docket No. 04 CV 3147

Defendants.

In January 2005, Defendants moved to dismiss l'Isintiff's claim: in their entirety. The motions to dismiss are DENIED, but Defendants may re-new their argu: sents if they so choose in their summary judgment motions.

SO ORDERED.

DATED:

September 14, 2005

Lectard We der United State: District Judge